

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ACE EUROPEAN GROUP, LTD., as  
successor in interest to Eldercare Mutual  
Insurance Company Risk Retention Group,

Plaintiff,

v.

INFINIA HEALTHCARE COMPANIES,  
LLC, INFINIA AT FLORENCE HEIGHTS,  
INC., INFINIA II, INC., INFINIA HEALTH  
CARE GROUP, INC., and INFINIA  
HEALTH CARE, LLC,

Defendants.

8:10CV144

ORDER

This matter is before the court on the parties' joint motion to stay this action. Filing No. [27](#). The parties have represented to this court that the state court action known as the "Anderson Litigation" has settled. The parties indicate it will take approximately six months to finalize all of the settlement documents in state court. After the state case is closed, the plaintiff will file a motion to dismiss this action. The court finds the motion should be granted.

THEREFORE, IT IS ORDERED:

1. The motion to stay this action, Filing No. [27](#), is granted;
2. The plaintiff shall file a status report every sixty days updating the court of the settlement progress; and
3. All currently pending motions, Filing No. [15](#) for default judgment and Filing No. [21](#) to intervene, are denied as moot and are subject to reassertion if necessary.

DATED this 19<sup>th</sup> day of July, 2010.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge

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